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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Goetz *et al.*

FILED: October 12, 2001

SERIAL NO.: 09/975,899

FOR: Targeting Drug/Gene Carriers
to Irradiated Tissue

§ ART UNIT:
§ 1644

§ EXAMINER:
§ Belyavskyi, M.

§ DOCKET:
§ D6379

MS AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES AND
PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136**

Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated April 8, 2003 from the Primary Examiner, rejecting claim 6. Please debit the \$165 fee under 37 C.F.R. §1.17(b) or any other fees due from Deposit Acct. 07-1185.

Pursuant to 37 C.F.R. §1.136(a), Applicant hereby petitions that the period for response for the purpose of filing a Notice of Appeal, as governed by the Advisory Action, mailed September 12, 2003, stating the period of reply expires 5 months from the April 8, 2003 mailing date of the rejection for the above-referenced patent application, be extended one month to and including October 8, 2003. Please debit the \$55 fee under 37 C.F.R. §1.17(a) or any other fees from Deposit Acct. 07-1185.

10/15/2003 HVUONG1 00000052 071185 09975899

01 FC:2401 165.00 DA
02 FC:2251 55.00 DA

Date: Oct 8, 2003
ADLER & ASSOCIATES
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Respectfully submitted,

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Counsel for Applicant



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CERTIFICATE OF MAILING UNDER 37 CFR 1.8

I hereby certify under 37 CFR 1.8 that the following correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

- 1) Notice of Appeal; and
- 2) Petition for Extension of Time

Please return the enclosed postcard acknowledging receipt of this correspondence.

Respectfully submitted,

Date:

Oct 8, 2003

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